

**UNITED STATES OF AMERICA  
JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**CHAIRMAN**

Judge Wm Terrell Hodges  
United States District Court  
Middle District of Florida

**MEMBERS**

Judge John F Keenan  
United States District Court  
Southern District of New York

Judge Bruce M Selya  
United States Court of Appeals  
First Circuit

Judge Julia Smith Gibbons  
United States Court of Appeals  
Sixth Circuit

Judge D Lowell Jensen  
United States District Court  
Northern District of California

Judge J Frederick Motz  
United States District Court  
District of Maryland

Judge Robert L Miller, Jr  
United States District Court  
Northern District of Indiana

**DIRECT REPLY TO**

Michael J Beck  
Clerk of the Panel  
One Columbus Circle, NE  
Thurgood Marshall Federal  
Judiciary Building  
Room G-255, North Lobby  
Washington D C 20002

Telephone [202] 502-2800  
Fax [202] 502-2888

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April 23, 2003

FILED  
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APR 28 2003

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
SEATTLE

Bruce Rifkin, Clerk  
215 William Kenzo Nakamura  
U S Courthouse  
1010 Fifth Avenue  
Seattle, WA 98104-1130

Re MDL-1407 - In re Phenylpropanolamine Products Liability Litigation

*Evone Walker v Eckered Drugs, et al*, S D Mississippi, C A No 3 03-183

Dear Mr Rifkin

A conditional transfer order was filed in the above-captioned action on March 19, 2003. Prior to the expiration of that order's fifteen-day stay, opposition to the proposed transfer was filed and, pursuant to Rule 7 4(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F R D 425, 435 (2001), the conditional transfer order was stayed until further order of the Panel. Inasmuch as the opposing party has failed to file the required motion and brief to vacate the conditional transfer order, an order is being filed lifting the stay of the conditional transfer order and transferring the action to your district pursuant to 28 U S C § 1407. I am enclosing a certified copy of today's order lifting the stay.

A list of involved counsel is attached.

Very truly,

Michael J Beck  
Clerk of the Panel

By

Deputy Clerk

Enclosures

cc Transferee Judge Judge Barbara Jacobs Rothstein  
Transferor Judge Judge William H Barbour, Jr  
Transferor Clerk J T Noblin

JPML Form 68



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**A CERTIFIED TRUE COPY**

APR 23 2003

ATTEST  
FOR THE JUDICIAL PANEL OF  
MULTIDISTRICT LITIGATION

JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

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APR 28 2003

AT SEATTLE  
CLERK U.S. DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
BY DEPUTY

**DOCKET NO. 1407**

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY  
LITIGATION**

*Evone Walker v Eckerd Drugs, et al*, S D. Mississippi, C A. No 3.03-183

**ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER**

A conditional transfer order was filed in this action (*Walker*) on March 19, 2003. Prior to expiration of that order's fifteen-day stay of transmittal, plaintiff in *Walker* filed a notice of opposition to the proposed transfer. Plaintiff subsequently failed to file the required motion and brief to vacate the conditional transfer order.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-27" filed on March 19, 2003, is LIFTED insofar as it relates to this action, and thus the action is transferred to the Western District of Washington for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 being conducted by the Honorable Barbara Jacobs Rothstein.

FOR THE PANEL

Michael J. Beck

Michael J. Beck  
Clerk of the Panel

**INVOLVED COUNSEL LIST**  
**DOCKET NO. 1407**  
**IN RE PHENYLPROPANOLAMINE (PPA) PRODUCTS LIABILITY LITIGATION**

Edward Blackmon, Jr  
Blackmon & Blackmon  
907 West Peace Street  
P O Drawer 105  
Canton, MS 39046-0105

David E. Dukes  
Nelson, Mullins, Riley & Scarborough, LLP  
1330 Lady Street  
Keenan Bldg, 3rd Floor  
P O Box 11070  
Columbia, SC 29211

Cynthia Joyce Hall  
Watkins & Eager  
P O Box 650  
Jackson, MS 39205-0650

Douglas A. Hofmann  
Williams, Kastner & Gibbs  
P O Box 21926  
Seattle, WA 98111

D. Joseph Hurson  
Lane Powell Spears & Lubersky  
1420 Fifth Avenue  
Suite 4100  
Seattle, WA 98101-2338

Lance Eugene Palmer  
Levinson, Friedman, Vhugen, Duggan, et al  
720 3rd Avenue  
Suite 1800  
Seattle, WA 98101

Charles F. Preuss  
Drinker Biddle & Reath  
225 Bush Street  
15th Floor  
San Francisco, CA 94104

Randolph S. Sherman  
Kaye Scholer, LLP  
425 Park Avenue  
12th Floor  
New York, NY 10022

Terry O. Tottenham  
Fulbright & Jaworski, LLP  
600 Congress Avenue  
Suite 2400  
Austin, TX 78701-2011

C. Crews Townsend  
Miller & Martin  
Volunteer Building, Suite 1000  
832 Georgia Avenue  
Chattanooga, TN 37402

Frank A. Wood, Jr  
Watkins & Eager  
P O Box 650  
Jackson, MS 39205